GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Home Department – Allegation of Corruption of demand and acceptance of bribe against Sri Guttula Veera Venkata Satyanarayana, formerly Sub-Inspector of Police, R.Pet Police Station, Machilipatnam, Krishna District – Trapped on 10.04.2015 – Sanction for Prosecution - Accorded – Orders - Issued.

HOME (SC.A) DEPARTMENT

G.O.MS.No. 6 **Dated: 19-01-2017**

ORDER:-

WHEREAS, Sri Guttula Veera Venkata Satyanarayana, S/o. late Dhana Raju, formerly worked as Sub-Inspector of Police, R.pet Police Station, Machilipatnam, Krishna district from 31-01-2014 to 10-04-2015 and by virtue of the post held by him, falls under the category of a Public Servant as defined under section 2 (c) of Prevention of Corruption Act, 1988.

2. **AND WHEREAS**, Sri Peyyala Subba Rao, S/o. Khasim is a resident of Old Rajarajeswaripet, Subbrajugari Road, Vijayawada.

3. **AND WHEREAS**, Sri Peyyala Subba Rao is eking out his livelihood by doing Carpentry work. One Sri Bhogeswara Rao is Proprietor of Sri Ravi Teja Enterprises furniture shop at Machilipatnam. Sri Peyyala Subba Rao is doing cots and other furniture materials for the said shop. On 02.04.2015, Sri Peyyala Subba Rao went to that furniture shop and purchased one double cot bed and two beds for his relatives worth Rs. 16,000/- and paid Rs.5,000/- and promised to pay the remaining amount of Rs.11,000/- on the next day and took the items. On 03.04.2015, the said Sri Bhogeswara Rao went to Vijayawada, met Sri Peyyala Subba Rao and asked for the amount. He paid Rs.5,000/- and asked one week time to pay the remaining amount, for which Sri Bhogeswara Rao became serious and went away saying that he knows how to get the balance money. On 05.04.2015 , at about 08.00 PM, when Sri Peyyala Subba Rao was in a function at Gollapudi, he received a phone call from a person that they want to meet him to purchase cots and asked him to come to the shop. In turn when Sri Subba Rao asked his wife to show the cots, she informed that the said persons are two constables and are in uniform. On suspicion, Sri Peyyala Subba Räo went to II Town Police Station and met the writer who took their phone numbers from Sri Subba Rao and asked them to come to Police Station. When he came to know that they are the Constables from R.Pet Police Station and as per the instructions of S.I. Sri Guttula Veera Venkata Satyanarayana, they came to take him to the R.Pet Police Station in view of the complaint given by Sri Bhogeswara Rao, Sri Peyyala Subba Rao went to R.Pet Police Station along with them. The S.I. Sri Guttula Veera Venkata Satyanarayana stated that he committed theft from the furniture shop of Sri Bhogeswara Rao. On which, Sri Peyyala Subba Rao showed the bill of purchasing the goods. But Sri Guttula Veera Venkata Satyanarayana did not listen to him and asked him to produce the items by Monday at 11.00 hrs.

(P.T.O)

Accordingly, Sri Peyyala Subba Rao brought the cots and material in an auto of Sri Ali and handed over the same to Sri Bhogeswara Rao at R.Pet Police Station and on the instructions of Sri Guttula Veera Venkata Satyanarayana he paid the auto hire charges of Rs.1200/-. Then Sri Guttula Veera Venkata Satyanarayana called Sri Peyyala Subba Rao and stated that he has to give Rs.10,000/- as bribe for not registering the theft case against him on the complaint of Sri Bhogeswara Rao. When Sri Subba Rao pleaded that he cannot pay that much amount, Sri Guttala Veera Venkata Satyanarayana firmly stated that he will register a case against Sri Subba Rao unless he pays the bribe amount of Rs.5,000/-. He also detained him in the Police Station till 8 PM and took Sri Peyyala Subba Rao's Samsung touch screen mobile phone of dual SIM, returned the SIM and took his signatures on 3 white papers with date as 06.04.2015. While Sri Peyyala Subba Rao was leaving to his house, Sri Guttala Veera Venkata Satyanarayana called him and informed that bribe of Rs.5,000/- should be given by Wednesday evening. Again on Tuesday evening Sri Guttula Veera Venkata Satyanarayana called Sri Peyyala Subba Rao from phone number 9440796411 and informed that the bribe amount has to be paid on Friday or Saturday, otherwise, a theft case will be booked against him.

4) **AND WHEREAS**, Sri Peyyala Subba Rao was not willing to pay bribe to Sri Guttula Veera Venkata Satyanarayana, he presented a report to the DSP, ACB, Vijayawada on 09.04.2015 with a request to take necessary action against Sri Guttula Veera Venkata Satyanarayana. The DSP, ACB, Vijayawada after observing procedural formalities, registered the said report as a case on 10.04.2015 at 13.00 hrs. in Cr.No.08/RCT-ACB-VJA/2015, U/Sec.7 of P.C. Act, 1988 and submitted FIR to the concerned and made arrangements for laying trap.

5) **AND WHEREAS**, during the trap proceedings on 10.04.2015, Sri Guttula Veera Venkata Satyanarayana was trapped at Main road, MVN Park, Machilipatnam when he further demanded and accepted the bribe amount of Rs.5,000/- from Sri Peyyala Subba Rao. The chemical test conducted on the fingers of both the hands of Sri Guttula Veera Venkata Satyanarayana, yielded positive result. In pursuance of the information furnished by Sri Guttula Veera Venkata Satyanarayana, the tainted amount of Rs. 5,000/- was recovered from his left side pant pocket. The serial numbers of the recovered currency notes when compared with the serial nos. of the currency notes handed over by Sri Peyyala Subba Rao during pre-trap proceedings tallied. The chemical test conducted on the inner linings of the left side pant pocket of Sri Guttula Veera Venkata Satyanarayana also yielded positive result. The DSP seized the tainted amount, pant of Sri Guttula Veera Venkata Satyanarayana, resultant solutions, relevant records and examined the witnesses. He also prepared rough sketch of the scene of offence.

(contd..,)

6) **AND WHEREAS**, the above said acts of Sri Guttula Veera Venkata Satyanarayana, worked as Sub-Inspector of Police, R.Pet Police Station, Machilipatnam, Krishna District constitute offences punishable under sections 7 & 13(2) read with 13(1)(d) of Prevention of Corruption Act, 1988.

7) **AND WHEREAS**, the Government of Andhra Pradesh being the competent authority to remove Sri Guttula Veera Venkata Satyanarayana, worked as Sub-Inspector of Police, R.Pet Police Station, Machilipatnam, Krishna District from service after fully and carefully examining the material (i.e. F.I.R, Mediators' Reports, statements of witnesses, made up files, explanation of Sri Guttula Veera Venkata Satyanarayana and final report of DG, ACB etc.) placed before them in respect of the said allegations and the circumstances of the case consider that Sri Guttula Veera Venkata Satyanarayana, worked as Sub-Inspector of Police, R.Pet Police Station, Machilipatnam, Krishna District should be prosecuted in a Court of Law.

8. **NOW THEREFORE**, in exercise of the powers conferred by Clause (b) of Sub-Section (1) of Section 19 of the Prevention of Corruption Act, 1988, the Government of A.P. hereby accord sanction for Prosecution of Sri Guttula Veera Venkata Satyanarayana, worked as Sub-Inspector of Police, R.Pet Police Station, Machilipatnam, Krishna District for the above said offences punishable under sections 7 & 13 (2) r/w 13 (1)(d) of Prevention of Corruption Act, 1988 and for any other cognate offences punishable under any other provisions of Law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.R. ANURADHA
PRL. SECRETARY TO GOVERNMENT

To
The Director General, Anti Corruption Bureau,
Andhra Pradesh.
Copy to:
The Law (C) Department